IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

Bail Appl..No. 4947 of 2007()

AGAINST THE ORDER DATED 18/07/2007 IN 5092/07 IN
CMP.5091/2007 of J.M.F.C.-II, KOLLAM
[CRIME NO.713/2007 OF KOLLAM EAST POLICE STATION]

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PETITIONER/ACCUSED NOS. 3 TO 5 & 7

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1. SANKARA PANDIAN @ DURAI
S/O. SIVAGURU PANDIAN, PILLAYAR KOVILTHERUVIL
NADUVAYALIL, THENGASSI THELKKAVIL,
THIRUNELVELI (A3)

2. HASSAN,S/O. IBRAHIM, HOUSE NO. 145,
T.V.SALAYIL SANKARANKOVIL,
VAVATTATHIL, NADUVAYALIL, THENGASSI THELKKAVIL,
THIRUNELVELI (A4)

3. JOSEPH JOHN, S/O. JOSEPH,
DOOR NO. 130, VADAKARA MAIN ROAD STREET,
ACHENPUTHOORIL, SCHENOOTA THELKKAYIL,
THIRUNELVELI (A5).

4. AYYAPPAN,S/O. PONNAYYAN, DOOR NO. II/178
KUTHUKKELVALASAI, EALATHOOR POST.
THIRUVALLOORTHERUVIL, THENGASSI
THELKKAVIL, THIRUNELVELI (A7)

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA
REPRESENTED BY SUB INSPECTOR, KOLLAM.
EAST POLICE SATION THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.4947 of 2007

Dated this the 14th day of August 2007

O R D E R

Application for regular bail. Petitioners are accused 3 to 5 and 7. A large quantity of counterfeit currency notes were recovered from the possession of accused 1 and 2 - spouses. Their interrogation led the police to accused 3 to 7 through whom accused 1 and 2 had allegedly come into the possession of the counterfeit currency notes. The petitioners were arrested on 16/7/2007. Investigation is in progress.

2. The learned counsel for the petitioners submits that the petitioners are absolutely innocent. No recovery of any counterfeit currency notes has been effected from the possession of any one of the petitioners. The petitioners have remained in custody from 16/7/2007. They may not be compelled to remain in custody any longer, submits the learned counsel for the petitioner.

3. The learned Public Prosecutor opposes the application. The allegations are serious. Detailed investigation

has got to be conducted. The leads obtained by the questioning of the arrested accused have to be followed up. It is too early to consider the release of the petitioners now. In a serious crime like the instant one, the investigators are entitled for reasonable further time to complete the investigation after arrest, submits the learned Public Prosecutor. Having considered all the relevant inputs, I find merit in the opposition by the learned Public Prosecutor. The investigators are certainly entitled for reasonable further time to complete the investigation. I am satisfied that the petitioners do not deserve to be enlarged on bail at this early stage of investigation.

4. In the result, this petition is dismissed. However, I may hasten to observe that the petitioners shall be at liberty to move this court or the courts below for bail again at later stages of the investigation not, at any rate, prior to 25/08/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007